



501.39983X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: NABATAME et al

Serial No.: 09/806,861

Filed: April 5, 2001

For: Semiconductor Device And Manufacturing Method Thereof

Art Unit: 2812

Examiner: J. Kennedy

NOTICE OF APPEAL

Mail Stop: AF (Fee)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 30, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July 30, 2003 of the Primary Examiner, finally rejecting claims 9 - 47. The items below are appropriate:

The fee of \$330.00 for this Notice is enclosed.

A Petition for Extension of Time for filing this Notice is attached hereto, together with the appropriate fee.

To the extent necessary, applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli,

02/03/2004 AWONDAF1 00000060 09806861

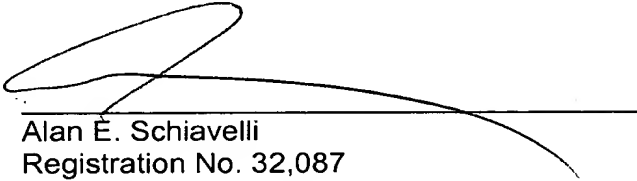
01 FC:1401

330.00 OP

Terry, Stout & Kraus, Deposit Account No. 01-2135 (Case: 501.39983X00), and
please credit any excess fees to said deposit account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

A handwritten signature in black ink, appearing to read "Alan E. Schiavelli", is written over a horizontal line.

Alan E. Schiavelli
Registration No. 32,087

AES/jla
(703) 312-6600